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7 Attorneys for Defendant

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 GERALDINE MCWEENEY, })
13 })
14 }) CIVIL NO. 05-01989 CRB
15 })
16 }) STIPULATION AND ORDER
17 }) APPROVING COMPROMISE
 }) SETTLEMENT OF ATTORNEY
 }) FEES PURSUANT TO THE EQUAL
 }) ACCESS TO JUSTICE ACT
 })
 })

18 The plaintiff's attorney having met the criteria of L.R. 54-6, by meeting and conferring with
19 defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned
20 counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

21 1. Defendant shall pay THREE THOUSAND DOLLARS (\$3,000.00), pursuant to the Equal
22 Access to Justice Act (EAJA), for attorney fees incurred in this court action. The check is to be
23 payable to plaintiff's counsel:

24 JESSE S. KAPLAN
25 5441 FAIR OAKS BLVD., STE C-1
 CARMICHAEL, CA 95608
26 (916) 488-3030; FAX (916) 489-9297

27 2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not
28 constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice

Act.

3. Payment of the THREE THOUSAND DOLLARS (\$3,000.00) EAJA fees incurred in this court action, will constitute a complete release from and bar to any and all claims, rights, causes of action, liens or subrogated interests relating to attorney fees pursuant to the EAJA, or costs as a result of this court action.

Dated: April 19, 2006

/s/
JESSE KAPLAN
Attorney for Plaintiff

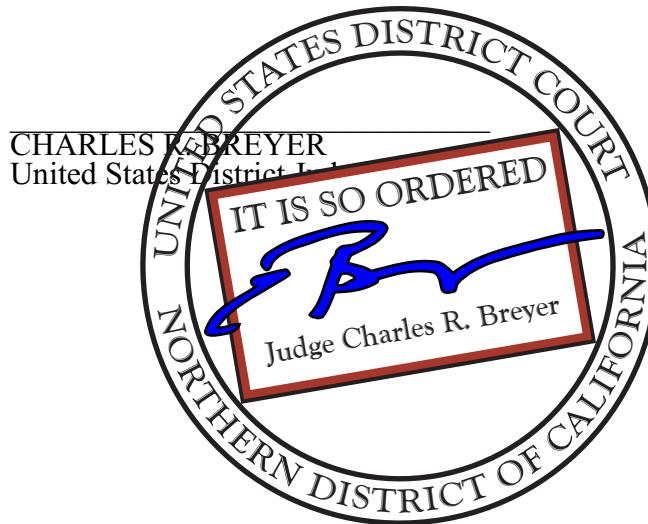
KEVIN V. RYAN
United States Attorney

Dated: April 19, 2006

By: /s/
SARA WINSLOW
Assistant United States Attorney

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: April 20, 2006



MCWEENEY, EAJA STIP (ds)
C 05-01989 CRB